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#81 Reg for  
Refund  
09-18-02

**PATENT**  
Attorney Docket No. 501295

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Dawn Marie Schwarzkopf

Application No.: 09/920,676

Group Art Unit: 3712

Filed: August 2, 2001

Examiner: Dmitry Suhol

For: TEACHING APPARATUS AND  
METHOD OF ENABLING USE OF  
KEYBOARD BY YOUNG  
CHILDREN

Assistant Commissioner for Patents  
Washington, D.C. 20231

Attn: Refund Section, Accounting Division  
Office of Finance

**REQUEST FOR REFUND**  
**(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

Sir:

**I. REFUND REQUEST**

This is a request for a refund, with respect to the charge to Deposit Account #12-1216, shown on the statement dated June 12, 2002, for the above identified

application.  
 patent.

A redacted copy of the monthly statement, in which the error referred to occurs, accompanies this request.

**II. FEES CHARGED FOR WHICH REFUND REQUESTED**

	AMOUNT OF REFUND REQUESTED
<input type="checkbox"/> Filing fee	\$
<input type="checkbox"/> Surcharge for filing the basic filing fee on a date later than the filing date of the application	\$
<input type="checkbox"/> Surcharge for filing the oath or declaration later than the filing date of the application	\$

*Corrected*

In re Appln. of: Schwarzkopf  
Appln. No.: 09/920,676

<input checked="" type="checkbox"/>	Extension of term	\$
<input checked="" type="checkbox"/>	first month	\$55.00
<input type="checkbox"/>	second month	\$
<input type="checkbox"/>	third month	\$
<input type="checkbox"/>	fourth month	\$
<input type="checkbox"/>	fifth month	\$
<input type="checkbox"/>	Excess claims	\$
<input type="checkbox"/>	Issue fee	\$
<input type="checkbox"/>	Petition fee	\$
<input type="checkbox"/>	Patent maintenance fee	\$
<input type="checkbox"/>	first maintenance fee	\$
<input type="checkbox"/>	second maintenance fee	\$
<input type="checkbox"/>	third maintenance fee	\$
<input type="checkbox"/>	Patent maintenance fee surcharge	\$
<input type="checkbox"/>	Other	\$

**TOTAL REFUND REQUESTED \$55.00**

**III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR**

The official action to which the subject response pertains was mailed on February 5, 2002, bearing a shortened statutory for response of three months. As such, the response to this official action would have expired on May 5, 2002. However, May 5, 2002, fell on a Sunday. Therefore, under 37 C.F.R. 1.7 the response to this Office Action could be taken on the next succeeding business day which is not a Saturday, Sunday, or federal holiday. Indeed, the response to the Office Action was mailed on Monday, May 6, 2002, and included a Certificate of Mailing under 37 C.F.R. 1.8. As such, the applicant respectfully submits that this response was timely filed, and does not require the payment for a petition for a one-month extension of time. Therefore, the applicant respectfully requests that a refund of the one-month extension of time be provided.

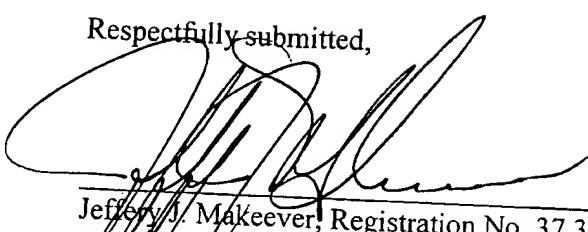
In re Appln. of: Schwarzkopf  
Appln. No.: 09/920,676

**IV. MANNER OF REFUND**

Please make the refund by

crediting Deposit Account No. 12-1216  
 refunding payment.

Respectfully submitted,

  
Jeffrey J. Makeever, Registration No. 37,390  
One of the Attorneys for Applicant(s)  
LEYDIG, VOIT & MAYER, LTD.  
6815 Weaver Road, Suite 300  
Rockford, Illinois 61114-8018  
(815) 963-7661 telephone  
(815) 963-7664 facsimile

Date: August 1, 2002

In re Appln. of: Schwarzkopf  
Appln. No.: 09/920,676

CERTIFICATE OF MAILING

I hereby certify that this REQUEST FOR REFUND (along with any documents referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Date: 8/1/02

A handwritten signature in black ink, appearing to read "Judy Bulle", is written over a horizontal line that extends from the date line on the left.



## MONTHLY STATEMENT OF DEPOSIT ACCOUNT

To replenish your Deposit Account, detach and return top portion with your check. Make check payable to Commissioner of Patents & Trademarks.

LEYDIG VOIT & MAYER, LTD.  
KELLI WOOLSEY  
TWO PRUDENTIAL PLAZA  
SUITE 4900  
CHICAGO IL 60601-6780

FINA

UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

Account No.	121216
Date	6-28-02
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ALWAYS BE ON DEPOSIT.

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